IN THE HIGH COURT OF JUDICATURE OF
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR. JUSTICE D.S.R.VARMA
AND
THE HON'BLE MR. JUSTICE D. APPA RAO

WRIT PETITION NO. 6430 OF 2007

Dated : April 05, 2007

Between:

Mohd. Khaleel

Petitioner

AND

The Station House Officer,
Asifnagar Police Station, Asifnagar,
Hyderabad and two others.

Respondents

THE HON'BLE MR. JUSTICE D.S.R.VARMA
AND
THE HON'BLE MR. JUSTICE D.APPA RAO

WRIT PETITION NO. 6430 OF 2007

ORAL ORDER: **(per THE HON'BLE MR. JUSTICE D.APPA RAO)**

Heard the learned Government Pleader for Home, representing the learned Advocate General, appearing for the respondents.

2. On the basis of a telegram dated 24.03.2007 issued by the petitioner alleging that Mohd. Ghulam Parbani son of late Ghulam Samdhani, was taken away by the Asifnagar Police Station at 10.30 p.m. on 21.3.2007 and illegally detained him in the police Station, this writ petition is taken up.

3. The Inspector of Police, Asifnagar Police Station, Hyderabad, filed counter affidavit inter alia stating that the name of the alleged detenue is Mohd. Ghulam Rabbani and not Mohd. Ghulam Parbani, as mentioned in the telegram. In fact, he was not needed in any case of Asif Nagar Police Station. It is further stated that the alleged detenue was produced before the Mandal Execute Magistrate, Shaikpet Madnal, Hyderabad, on 31.03.2007, who recorded the statement of the alleged detenue, wherein he stated that he was never taken away by the police Asif Nagar muchelss detained in the Police Station and that he is moving freely attending to his day to-day works.

4. In the light of the statement given to the Mandal

Executive Magistrate, Shaikpet Mandal, Hyderabad, we do not see any ground whatsoever to issue any direction to the police in regard to the alleged detenue. Consequently, the writ petition is dismissed, at the stage of admission. However, there shall be no order as to costs.

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D.S.R.Varma, J.

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D.Appa Rao, J.

April 05, 2007
MAS